



12-05-06

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Atty. Dkt. No. 065691-0339

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: Debregeas et al.

Title: GRANULES CONTAINING A  
PLANT SUBSTANCE AND  
PROCESS FOR PREPARING  
THEM

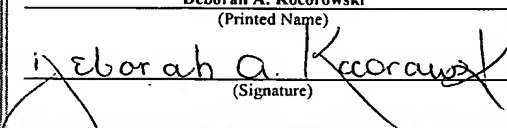
Appl. No.: 10/689,469

Filing Date: 10/20/2003

Examiner: Huynh, Carlic K.

Art Unit: 1617

Confirmation No.: 4165

<b>CERTIFICATE OF EXPRESS MAILING</b>	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
<b>EV 904371545 US</b> (Express Mail Label Number)	<b>December 4, 2006</b> (Date of Deposit)
<b>Deborah A. Kocorowski</b> (Printed Name)	
 (Signature)	

Mail Stop **AMENDMENT**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT AND RESPONSE TO  
ELECTION OF SPECIES REQUIREMENT TRANSMITTAL**

Transmitted herewith is a Preliminary Amendment and Response to Election of Species Requirement in the above-identified patent application.

- ☒ [ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.
- ☒ [ X ] Preliminary Amendment Under 37 C.F.R. § 1.115 and Response to Election of Species Requirement (4 pages).
- ☒ [ X ] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee
Total Claims:	12	-	20	=	0	x	\$50.00	=	\$0.00
Independent Claims:	2	-	3	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL									= \$0.00

☐ The Applicants hereby petition for an extension of time under 37 C.F.R. § 1.136(a) for the total number of months checked below:

<input type="checkbox"/>	Extension for response filed within the first month:	\$120.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the second month:	\$450.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/>	Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:			\$0.00
<input type="checkbox"/>	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:			\$0.00
<input checked="" type="checkbox"/>	Small Entity Fees Apply (subtract ½ of above):		\$0.00
Extension Fees Previously Paid:			\$0.00
TOTAL FEE:			\$0.00

If any extensions of time are needed for timely acceptance of papers submitted herewith, the Applicants hereby petition for such extension under 37 C.F.R. § 1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Respectfully submitted,

Date December 4, 2006

FOLEY & LARDNER LLP  
Customer Number: 22428

By M. Scott McBride

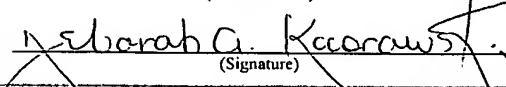
M. Scott McBride  
Attorney for the Applicants  
Registration No. 52,008  
Telephone: (414) 297-5529  
Facsimile: (414) 297-4900



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 (Signature)	

Mail Stop **AMENDMENT**  
Commissioner for Patents  
Washington, D.C. 20231

**PRELIMINARY AMENDMENT UNDER 37 C.F.R. § 1.115 AND RESPONSE TO  
ELECTION OF SPECIES REQUIREMENT**

This communication is responsive to the Office Action dated November 3, 2006 and is timely filed. Prior to examination of the claims on the merits, please amend the application as follows:

**Amendments to the Claims** are reflected in the listing of claims presented on page 2 of this document.

**Remarks** begin on page 4 of this document.